

IDAHO BOARD OF MORTICIANS
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Conference Call Minutes of 11/4/2016

BOARD MEMBERS PRESENT: James H Opdahl - Chair
Debbie C Mikesell
James R. Sommer

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Mitchell Toryanski, Legal Counsel
Dicsie Gullick, Board Specialist

The meeting was called to order at 1:04 PM MDT by James H Opdahl.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. She said that the temporary and proposed rule regarding the length of time a resident trainee can practice under a permit changing from 2 years to 3 years has been published. The proposed law has been approved by the Governor's Office and will be published on the Board's website if the Board approves.

NEW BUSINESS

CORRESPONDENCE

The Board discussed correspondence from Mr. Peck from Downard Funeral Home regarding the changes to the law about the Certificate of Authority. Ms. Mikesell made a motion to respond to Mr. Peck informing him that a Certificate of Authority is not necessary in his circumstances. It was seconded by Mr. Sommer. Motion carried.

The Board reviewed correspondence from Mr. Kimmerling from Global Atlantic Financial Group regarding Forethought Life Insurance changes. No action was taken.

The Board discussed correspondence from Mr. Bidwell from Bidwell Funeral Home regarding resident morticians. Mr. Sommer made a motion to respond to Mr. Bidwell informing him that state residency is the only requirement for the resident mortician. It was seconded by Ms. Mikesell. Motion carried.

The Board reviewed correspondence from Ms. Thomas from The Conference regarding the change in fee structure for the State Board Arts and Sciences exams. No action was taken.

THE CONFERENCE

The Board discussed the annual dues for The Conference and attendance at the Annual Meeting. Ms. Mikesell made a motion to pay the annual dues and to approve expenses for Ms. Gullick to attend the annual meeting in March 2017.

REVIEW PROPOSED LEGISLATION

Mr. Toryanski discussed the draft of proposed legislation and recommended changes that would make it clear that morticians and funeral directors with an inactive license could not engage in any practice for which a license is required but could do work for which no license is required. Ms. Mikesell made a motion to adopt the changes to the proposed law and post to the Board's website. It was seconded by Mr. Sommer. Motion carried.

COMMUNICATION TO LICENSEES

Mr. Toryanski discussed the draft of the postcard to be sent to licensees regarding pending rule and law changes. Ms. Mikesell made a motion to direct the Bureau to send the postcards as drafted and approve the expenditure for the mailing. It was seconded by Mr. Sommer. Motion carried.

EXECUTIVE SESSION

Mr. Sommer made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Ms. Mikesell. The vote was: Mr. Opdahl, aye; Ms. Mikesell, aye; and Mr. Sommer, aye. Motion carried.

Ms. Mikesell made a motion to come out of executive session. It was seconded by Mr. Sommer. The vote was: Mr. Opdahl, aye; Ms. Mikesell, aye; and Mr. Sommer, aye. Motion carried.

APPLICATIONS

The Board reviewed correspondence in regard to applicant ID# 901137516. Ms. Mikesell made a motion to direct the Bureau to respond to applicant. It was seconded by Mr. Sommer. Motion carried.

Mr. Sommer made a motion to table the following application pending additional information:

#901123136

It was seconded by Ms. Mikesell. Motion carried.

Ms. Mikesell made a motion to table the following application until additional information was received for the Board to review:

#901147720

It was seconded by Mr. Sommer. Motion carried.

Ms. Mikesell made a motion to approve for examination the following application:

MORA-1441 Nicole Keller

It was seconded by Mr. Sommer. Motion carried.

Mr. Sommer made a motion to approve for examination the following application:

MORA-1443 Scott Carver

It was seconded by Ms. Mikesell. Motion carried.

CE APPLICATIONS:

Mr. Sommer made a motion to allow the Board Chair to review and approve all listed CE applications. It was seconded by Ms. Mikesell. Motion carried.

NEXT MEETING was scheduled for January 10, 2017 at 9:00 a.m. MST.

ADJOURNMENT

Mr. Sommer made a motion to adjourn the meeting at 2:42 MDT. It was seconded by Ms. Mikesell. Motion carried.

James H Opdahl, Chair

Debbie C Mikesell

James R. Sommer

Tana Cory, Bureau Chief